

## Message Text

LIMITED OFFICIAL USE

PAGE 01 STATE 140864

44

ORIGIN EB-11

INFO OCT-01 ARA-16 ADP-00 CIAE-00 COME-00 DODE-00 FMC-04

INR-10 NSAE-00 RSC-01 CG-00 COA-02 L-03 /048 R

DRAFTED BY EB/MA:JPSTEINMETZ:LLL

7/17/73 EXT. 20703

APPROVED BY EB/MA:RAWEBB

MARAD - JHOEN

FMC - MTRUPP

MARAD - RBOURDON

ARA/CEN - SLIPPE

----- 120308

R 181914Z JUL 73

FM SECSTATE WASHDC

TO AMEMBASSY MANAGUA

LIMITED OFFICIAL USE STATE 140864

E.O. 11652 N/A

TAGS: ETRN, NU, US

SUBJECT: NICARAGUAN SHIPPING DISCRIMINATION

REF: MANAGUA 3096

1. DEPARTMENT HAS NOTED TRANSMITTED TEXT OF ENGLISH  
TRANSLATION OF GONREPLY TO EMBASSY NOTE 28 OF APRIL 26,  
1972 INDICATING GON INTENTION TO AMEND NOTE CPG NO. 181 DA-  
TED MAY 13, 1972 OF THE GENERAL SECRETARIAT, DIPLOMATIC  
SECTION TO ACCORD NATIONAL AND MOST-FAVORED NATION TREAT-  
MENT TO US FLAG VESSELS AS CALLED FOR BY OUR FCN TREATY.  
WE AGREE WITH EMBASSY THAT REPLY IS SOMEWHAT GENERAL.  
MOREOVER, IN SPITE OF VERBAL ASSURANCES BY GON OFFICIALS  
THAT SPECIFIC OBSTACLES ARE TO BE REMOVED, WE REMAIN  
SOMEWHAT UNEASY AS TO THE INTENTIONS OF THE GON. WE ARE  
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 STATE 140864

CONCERNED ABOUT THE SIGNIFICANCE OF THE USE OF THE WORD

"CONTINUE" IN THE TEXT OF THE REPLY. DEPARTMENT WOULD APPRECIATE THE EMBASSY'S EVALUATION THIS POINT AS WELL AS COPIES OF NOTE CPG NO. 181 AND LATER THE AMENDED VERSION OR AMENDMENTS WHEN AVAILABLE. FURTHER, AS WE HAVE INFORMED BOTH DELTA AND SEA-LAND OF THE CONTENTS OF THE REFTEL WE WOULD APPRECIATE EMBASSY FOLLOW-UP AS TO WHEN THE GON INTENDS TO ISSUE NEW INSTRUCTIONS TO ITS CONSULATES IN THE

US AND LOCAL CUSTOMS OFFICES.

2. IN RESPONSE TO GON NOTE, PENULTIMATE PARA, EMBASSY MAY INFORM NICARAGUAN AUTHORITIES THAT THE MARITIME ADMINISTRATION (MARAD) GRANTS WAIVERS UNDER PR-17 ON EXIMBANK-FINANCED CARGOES TO PERMIT RECIPIENT COUNTRY FLAG VESSELS TO CARRY UP TO 50 PER CENT OF GENERATED CARGO TO ALL COUNTRIES, INCLUDING NICARAGUA, IF APPLICABLE, THAT DO NOT DISCRIMINATE AGAINST THE US FLAG MERCHANT MARINE. MARAD ADMINISTERS THIS POLICY ON A LOAN BY LOAN BASIS AT THE REQUEST OF THE BORROWER, PRIVATE OR GOVERNMENT. WHETHER A WAIVER IS GRANTED FOR CARGO TO BE GENERATED UNDER A PARTICULAR CREDIT DEPENDS ON THE SHIPPING POLICIES (I.E. THAT THEY BE NON-DISCRIMINATORY) OF THE RECIPIENT NATION AT THE TIME OF THE REQUEST. ASSUMING THE GON COMPLIES WITH ITS OBLIGATIONS UNDER OUR FCN TREATY, AND DISCRIMINATORY PRACTICES AGAINST US FLAG VESSELS AND OPERATIONS ARE DISCONTINUED, THERE WOULD BE NO REASON OR BASIS FOR THE DENIAL BY MARAD OF ANY NICARAGUAN WAIVER REQUESTS. RUSH

LIMITED OFFICIAL USE

NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** n/a  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 18 JUL 1973  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** golinofr  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1973STATE140864  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** JPSTEINMETZ:LLL  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** n/a  
**From:** STATE  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1973/newtext/t19730725/aaaaasdl.tel  
**Line Count:** 89  
**Locator:** TEXT ON-LINE  
**Office:** ORIGIN EB  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:**  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** 73 MANAGUA 3096  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** golinofr  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 24 JAN 2002  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <24-Jan-2002 by thigpegh>; APPROVED <05 MAR 2002 by golinofr>  
**Review Markings:**

Declassified/Released  
US Department of State  
EO Systematic Review  
30 JUN 2005

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** NICARAGUAN SHIPPING DISCRIMINATION  
**TAGS:** ETRN, NU, US  
**To:** MANAGUA  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005